

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

IN RE: : **MDL DOCKET NO. 4:03-CV-1507-WRW**
: **PREMPRO PRODUCTS LIABILITY** :
LITIGATION : **ALL CASES IN EXHIBIT A**¹

ORDER

Pending is Defendants' Motion for Summary Judgment re: California Statute of Limitations (Doc. No. 2242). Plaintiffs have responded and Defendants have replied.²

Defendants assert that each of the Plaintiffs listed in Exhibit A filed their cases in California "more than two years *after* both the date of her breast cancer diagnosis and the July 9, 2002, public announcement that the National Institutes of Health had terminated the Prempro arm of the Women's Health Initiative (WHI) study."³ Accordingly, Defendants contend that each case is barred based on California's two-year statute of limitations.

In response, Plaintiffs state only that each Plaintiff now has a case pending in Minnesota, and dismissing the California cases would not have a *res judicata* effect on the Minnesota cases.⁴

Since Plaintiff appears to have conceded the issue, Defendants' Motion for Summary Judgment (Doc. No. 2242) is GRANTED. Accordingly, the cases listed in Exhibit A are DISMISSED.

IT SO ORDERED this 13th day of May, 2010.

/s/ Wm. R. Wilson, Jr. _____
UNITED STATES DISTRICT JUDGE

¹The Clerk of the Court is directed to file this order in the *In re Prempro* case and in each case listed in Exhibit A.

²Doc. Nos. 2256, 2262.

³Doc. No. 2243.

⁴Doc. No. 2256.

EXHIBIT A

Allen, Dorothy	4:05-cv-01198-WRW
Allen, Judith	4:05-cv-00673-WRW
Anderson, Patsy	4:05-cv-01821-WRW
Andrews, Loretta	4:05-cv-01244-WRW
Arbogast, Janet	4:05-cv-01474-WRW
Aros, Helen Penny	4:05-cv-01772-WRW
Awald, Karen	4:05-cv-00766-WRW
Bannerman, Carol	4:05-cv-00700-WRW
Barnes, Phyllis	4:05-cv-00837-WRW
Barrett, Joanne	4:05-cv-00781-WRW
Bethea, Betty	4:05-cv-01532-WRW
Black, Joanne	4:05-cv-01241-WRW
Bowden, Mary	4:05-cv-01274-WRW
Brouwer, Juanita	4:05-cv-01789-WRW
Burgess, Hazel	4:05-cv-00839-WRW
Burpee, Joyce	4:05-cv-00826-WRW
Campbell, Virginia	4:05-cv-00565-WRW
Cargan, Nata	4:05-cv-01757-WRW
Carrera, Adrienne	4:05-cv-01225-WRW
Carter, Lois	4:05-cv-01406-WRW
Carter, Nancy Jo	4:05-cv-01765-WRW
Casto, Joan	4:05-cv-01763-WRW
Chamness, Margaret	4:05-cv-00746-WRW
Chrisco, Mary	4:05-cv-01197-WRW
Clemons, Peggy	4:05-cv-00480-WRW
Collins, Sally	4:05-cv-01632-WRW
Conner, Marian	4:05-cv-01827-WRW
Cordon, Alba	4:05-cv-01736-WRW
Couch, Barbara	4:05-cv-00564-WRW
Cowart, Wilma	4:05-cv-01810-WRW
Dawson, Mary	4:05-cv-00680-WRW
Duffy, Lois	4:05-cv-01473-WRW
Edwards, Janet	4:05-cv-01764-WRW
Eells, Linda	4:05-cv-01393-WRW
Farr, Frances	4:05-cv-01399-WRW
Faulkner, Wilma	4:05-cv-01724-WRW
Flaman, Marjorie	4:05-cv-01184-WRW
Foltz, Margaret	4:05-cv-01264-WRW
Foltz, Wanda	4:05-cv-00911-WRW
Foster, Delois	4:05-cv-01125-WRW
Fragoso, Isabel	4:05-cv-01769-WRW
Gilliam, Gail	4:05-cv-01327-WRW
Gist, Doris	4:05-cv-01807-WRW
Goode, Phyllis	4:05-cv-01778-WRW
Haemker, Sharon	4:05-cv-01222-WRW
Haney, Carol	4:05-cv-01725-WRW
Harris, Margaret	4:05-cv-01273-WRW
Hess, Louise	4:05-cv-01126-WRW
Hinceman, Wanda	4:05-cv-01182-WRW
Holtzman, Alice	4:05-cv-01221-WRW
Hren, Rita	4:05-cv-01548-WRW
Hunter, Nancy	4:05-cv-01265-WRW
Hutchinson, Yvonne	4:05-cv-01183-WRW
Ivey, Glenda	4:05-cv-01223-WRW
Jerome, Doris	4:05-cv-01267-WRW
Katte, Nancy	4:05-cv-01788-WRW
Kiger, Grace	4:05-cv-01227-WRW

Kirkland, Sandra	4:05-cv-01610-WRW
Kruse, Patricia	4:05-cv-01783-WRW
Kunkel, Marcia	4:05-cv-01210-WRW
Laufketter, Sally	4:06-cv-00252-WRW
Lawton-Wilson, Patricia	4:05-cv-01188-WRW
Lee, Monica	4:05-cv-01349-WRW
Maiello, Katherine	4:05-cv-01270-WRW
Mallette, Dorothy	4:05-cv-01275-WRW
Maury, Nan	4:05-cv-01800-WRW
McAdoo, Nola	4:05-cv-01348-WRW
McComas, Charlene	4:05-cv-01823-WRW
Meeks, Lillian	4:05-cv-00479-WRW
Moran, Anna	4:05-cv-01722-WRW
Nicholson, Brenda	4:05-cv-01283-WRW
Nickel, Joanne	4:05-cv-01185-WRW
Norvell, Barbara	4:05-cv-00842-WRW
O'Neil, Jo Garrison	4:05-cv-01200-WRW
Orr, Reva	4:05-cv-01228-WRW
Parker, Regina	4:05-cv-01522-WRW
Patterson, April	4:05-cv-01271-WRW
Perkinson, Kathleen	4:05-cv-01305-WRW
Peters, Donna	4:05-cv-01608-WRW
Petersen, Judith	4:05-cv-01786-WRW
Peterson, Joanne	4:05-cv-01614-WRW
Phillips, Mary	4:05-cv-01132-WRW
Pitsinger, Muriel	4:05-cv-01721-WRW
Plieseis, Viola	4:05-cv-01196-WRW
Podhayski, Joyce	4:05-cv-00478-WRW
Preston, Kathleen	4:05-cv-01306-WRW
Robbins, Ruby	4:05-cv-01784-WRW
Rogers, Patricia	4:06-cv-00549-WRW
Ross, Lydia	4:05-cv-00460-WRW
Rozsak, Elizabeth	4:05-cv-01256-WRW
Rydjeske, Jan Costa	4:05-cv-01767-WRW
Simon, Diane	4:05-cv-00654-WRW
Sitzmann, Ruth	4:05-cv-01609-WRW
Solis, Mary	4:05-cv-01211-WRW
Sorensen, Mary	4:05-cv-00811-WRW
Spencer, Flora	4:05-cv-01329-WRW
Standriff, Sue	4:05-cv-01180-WRW
Steele, Mary	4:05-cv-01811-WRW
Stone, Patricia	4:05-cv-01284-WRW
Taube, Donna	4:05-cv-01813-WRW
Thompson, Joan	4:05-cv-01226-WRW
Tolkin, Jewell	4:05-cv-01804-WRW
Valentine, Tena	4:05-cv-00699-WRW
Wachter, Bertha	4:05-cv-01023-WRW
Walters, Diana	4:05-cv-01520-WRW
Walters, Marion	4:06-cv-00550-WRW
Waugh, Joyce	4:05-cv-01799-WRW
Wegenast, Judy	4:05-cv-01201-WRW
Weinmann, Charlene	4:05-cv-01613-WRW
Whaley, Helen	4:05-cv-00679-WRW
Wheeler, Donna	4:05-cv-01756-WRW
Will, Marilyn	4:05-cv-00678-WRW
Wixen, Francine	4:05-cv-01269-WRW
Wood, Joyce	4:05-cv-01266-WRW
Zissel, Bea	4:05-cv-01203-WRW